



**City of Eureka, CA
City Council Regular Meeting
Tuesday, September 15, 2020
6:00 PM**

COUNCIL CHAMBERS, 531 K STREET EUREKA, CA 95501

AGENDA

ELECTED OFFICIALS

*Mayor Susan Seaman
Councilmember Leslie Castellano, Ward 1
Councilmember Heidi Messner, Ward 2
Councilmember Natalie Arroyo, Ward 3
Councilmember Austin Allison, Ward 4
Councilmember Kim Bergel, Ward 5*

HOW TO PARTICIPATE AND VIEW THE EUREKA CITY COUNCIL MEETING:

You can view the City Council meetings live on the City of Eureka's website at www.ci.eureka.ca.gov or on Cable Channel 10. To view from the website, select the Watch City Council Meetings orange button from the home page.

Members of the Public who wish to speak and be heard during the Council meeting, may submit their phone number and the name of the item that they would like to comment on by e-mail to cityclerk@ci.eureka.ca.gov or leave a message at 707.441.4175. The City Clerk will call the public member during the discussion of the item or the public member may request the Zoom meeting link to log into the meeting for comment.

If you don't want to call in during the meeting, please submit your comment via email to the City Clerk at cityclerk@ci.eureka.ca.gov or you may leave a message at 707.441.4175 prior to 4:00 P.M. on Tuesday, the day of the meeting to ensure that Council receives your comment before the meeting. All comments received by e-mail or mail will be part of the public record for Council consideration but will not be read aloud during the meeting.

For items not on the agenda, please make a note that is a "Public Comment" submission. Only those messages that state they are for public comment will be included in the record.

PUBLIC COMMENT

(Limited to 3 minutes each speaker on Closed Session items only)

CLOSED SESSION - 5:00 P.M.

If closed session items cannot be completed by 5:55 P.M., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the next regular meeting.

Conference with labor negotiators

Agency designated representatives: Will Folger for City of Eureka

Employee organization: Eureka City Employees Association (ECEA)

Pursuant to California Government Code Section 54957.6

Conference with legal counsel – existing litigation

Oscar Leatherman and Kelly Pifferini v. City of Eureka, et al.

Northern District of California Case No. 4:17-cv-05610-HSG

Pursuant to Section 54956.9 California Government Code

Conference with Legal Counsel - Initiation of Litigation (1 Case)

Pursuant to California Government Code paragraph (4) of Subdivision (d) of section 54956.9

REGULAR SESSION – 6:00 P.M.

ROLL CALL

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION

MAYOR'S ANNOUNCEMENTS

National Hispanic Month

Good Neighbor Week Proclamation

Charles "Tiny" Hubler Proclamation

PRESENTATIONS

Youth Council Report

BOARD/COMMISSION REPORTS

PUBLIC COMMENT PERIOD

This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. Members of the Public wishing to address the Council may submit a Speaker Card to the City Clerk and proceed to the podium after being recognized. Speakers will be called up in the order the Speaker Cards

are received. Those who have not filled out a Speaker Card will be given an opportunity to speak after all those who have completed Speaker Cards have spoken. The public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item. Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.

TIME ALLOTMENT FOR PUBLIC COMMENT ON NON-AGENDA ITEMS: A maximum of thirty (30) minutes shall be allotted to receiving public comments at the initial public comment period. If necessary, an additional period shall be allotted to public comments after City Manager Reports, but only if the first 30-minute Public Comment period was not sufficient to allow all those who wished to speak to do so.

A. PUBLIC HEARINGS

Public Hearings are scheduled for a time certain of 6:00 P.M. unless noticed otherwise, or as soon thereafter as possible.

B. CONSENT CALENDAR

Notice to the Public: All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Pursuant to City Council Resolution 2011-22, if a member of the public would like an item on the Consent Calendar pulled and discussed separately, the request shall be made to a Councilmember prior to the meeting. Unless a specific request is made by a Councilmember, the Consent Calendar will not be read. There will be no separate discussion of these items.

B.1. Council Meeting Minutes

Recommendation: Approve the regular Council meeting minutes of September 1, 2020 as submitted.

B.2. Eureka Flood Reduction and Sea Level Rise Project - Consultant Service Contract Award

Recommendation: Declare GHD the selected consulting firm of the Eureka Flood Reduction and Sea Level Rise project RFQ; and

Award a contract to GHD for the phase I - environmental and preliminary design services and phase II - final design, permitting and construction services.

B.3. Biosolids Disposal Project 2020/22 - Award

Recommendation: Declare Synagro-WWT, Inc., the preferred bidder on Biosolids Disposal Project 2020-22; and award Bid No. 2020-17 to Synagro-WWT, Inc., authorizing a (2) two-year contract, with a potential to extend the contract for (1) one year; with an annual not to exceed amount of \$314,000.

B.4. Policy No. 3.75 - Vehicle Use Policy

Recommendation: Adopt update Policy 3.75 - Vehicle Use

B.5. Procurement Policy Update

Recommendation: Amend Policy 2.00 – Procurement to allow for cooperative bidding of Public Works projects

C. ORDINANCES/RESOLUTIONS

C.1. Eureka CARES Restaurant, Bar & Retailer Relief Program

Recommendation: Adopt a Resolution of the City Council to establish the Eureka CARES Restaurant, Bar & Retail Support Program that includes temporary parklets, expansion of sidewalk and parking lot uses, outdoor dining food courts, and a #DineOutEureka social media campaign in an effort to support Eureka businesses affected by COVID-19; and Adopt a Resolution of the City Council extending the continuance of the Declaration of Local Emergency to include a cap on delivery application fees.

C.2. Syringe Exchange Program Resolution

Recommendation: Repeal Resolution No. 2016-13A “Supporting the Establishment of a Syringe Exchange Program by Humboldt Area Center for Harm Reduction in Eureka” and replace by Adopting a Resolution of the City Council “Supporting the Establishment of A Syringe Exchange Program in Eureka”.

C.3. Bill 985-C.S - Chapter 150 Building Regulations Unsafe Structures; Abatement of Nuisances of the Eureka Municipal Code

Recommendation: Waive reading, read by Title only and introduce Bill No. 985-C.S., an Ordinance of the City of Eureka amending Chapter 150, Sections 150.140 thru 150.190 Building Regulations Unsafe Structures; Abatement of Nuisances of the Eureka Municipal Code

C.4. Coastal Sign Text and Local Coast Program Amendment

Recommendation: Waive reading, read by title only, and adopt Bill No. 984-C.S., to repeal and replace Eureka Municipal Code Title 10 Chapter 5 Article 17 with the Coastal Sign ordinance and amend Article 1 General, Article 18 Site Plan Review and Architectural Review, Article 22 Nonconforming Uses, Structures, and Signs, Article 26 Zoning Permits and Certificates of Occupancy, and Article 29 Coastal Development Permit Procedures pertaining to signs; and

Adopt “A Resolution of Transmittal of the City Council of the City of Eureka Transmitting to the California Coastal Commission for certification an Amendment to the Implementation Plan portion of the Adopted and Certified City of Eureka Local Coastal Program pertaining to Coastal Signs” and direct staff to submit the Local Coastal Program Amendment to the California Coastal Commission for certification.

D. REPORTS/ACTION ITEMS

D.1. Neighborhood Investment Mini Grant Program

Recommendation: Receive report on Neighborhood Mini Grant Program including eligibility and application process.

D.2. California Department of Public Health Letter

Recommendation: Authorize the Mayor to sign a letter to the California Department of Public Health concerning the Humboldt Area Center for Harm Reduction.

D.3. Martin Slough Enhancement Project Procurement

Recommendation: Award to Figas Construction as contractor for the Martin Slough Enhancement Project; and
Authorize City Manager to execute a contract in an amount not to exceed \$315,000.

D.4. League of California Cities Voting Delegate

Recommendation: Appoint a voting delegate and one alternate for the League of California Cities Business Meeting to be held at the virtual LOCC Annual Conference October 7 - 8, 2020

E. CITY MANAGER REPORTS

COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

ADJOURNMENT

If open session items cannot be completed by 9:30 P.M., the meeting may be adjourned to the next regular meeting or Council may vote to extend the meeting.

NOTICES

The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon the request and consensus of the Mayor and Council.

Any writing that is a public record not exempt from public disclosure and relating to an agenda item for open session of the City Council is available for public inspection at the Office of the City Clerk, 531 K Street, Eureka, CA 95501.

The meeting rooms are ADA accessible. Accommodations and access to City meetings for people with special needs must be requested of the City Clerk at 441-4175 72 hours in advance of the meeting. This agenda and other materials are available in alternate formats upon request.

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

- 1. We may disagree, but we will be respectful of one another.*
- 2. All comments will be directed to the issue at hand.*
- 3. Personal attacks are unacceptable*
- 4. Applauding or other displays of approval/disapproval are discouraged.*

Regular City Council meetings are broadcast live by Humboldt Access on Cable Channel 10 and live streamed on the City's web site at [www. ci.eureka.ca.gov](http://www.ci.eureka.ca.gov).

To minimize distractions, please be sure all personal communications devices are on silent mode.

Questions? Please e-mail cityclerk@ci.eureka.ca.gov or contact the City Clerk's office at (707) 441-4175.